

## **EXHIBIT B**

**CUSTOMER CLAIM**

Claim Number \_\_\_\_\_

Date Received \_\_\_\_\_

**BERNARD L. MADOFF INVESTMENT SECURITIES LLC**

In Liquidation

**DECEMBER 11, 2008**

(Please print or type)

Name of Customer: Gary M. Weiss  
Mailing Address: 4 Deepwood Court  
City: Old Westbury State: NY Zip: 11568  
Account No.: 10M281  
Taxpayer I.D. Number (Social Security No.): 6908

**NOTE: BEFORE COMPLETING THIS CLAIM FORM, BE SURE TO READ CAREFULLY THE ACCOMPANYING INSTRUCTION SHEET. A SEPARATE CLAIM FORM SHOULD BE FILED FOR EACH ACCOUNT AND, TO RECEIVE THE FULL PROTECTION AFFORDED UNDER SIPA, ALL CUSTOMER CLAIMS MUST BE RECEIVED BY THE TRUSTEE ON OR BEFORE March 4, 2009. CLAIMS RECEIVED AFTER THAT DATE, BUT ON OR BEFORE July 2, 2009, WILL BE SUBJECT TO DELAYED PROCESSING AND TO BEING SATISFIED ON TERMS LESS FAVORABLE TO THE CLAIMANT. PLEASE SEND YOUR CLAIM FORM BY CERTIFIED MAIL - RETURN RECEIPT REQUESTED.**

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1. Claim for money balances as of **December 11, 2008**:

- a. The Broker owes me a Credit (Cr.) Balance of \$ 0
- b. I owe the Broker a Debit (Dr.) Balance of \$ 0
- c. If you wish to repay the Debit Balance,  
please insert the amount you wish to repay and  
attach a check payable to "Irving H. Picard, Esq.,  
Trustee for Bernard L. Madoff Investment Securities LLC."  
If you wish to make a payment, it must be enclosed  
with this claim form. \$ \_\_\_\_\_
- d. If balance is zero, insert "None." None

2. Claim for securities as of **December 11, 2008**:

**PLEASE DO NOT CLAIM ANY SECURITIES YOU HAVE IN YOUR POSSESSION.**

	<u>YES</u>	<u>NO</u>
a. The Broker owes me securities	<u>X</u>	
b. I owe the Broker securities		<u>X</u>
c. If yes to either, please list below:		

Date of Transaction (trade date)	Name of Security	Number of Shares or <u>Face Amount of Bonds</u>	The Broker Owes Me (Long)	I Owe the Broker (Short)
See Nov. 30, 2008 QM281 statements, attached hereto as Exhibit A.				
	\$67,799.29 (market value of securities long, per QM281-3 statement)			
	1,650.00 (market value of securities long, per QM281-4 statement)			
	(2,330.00) (market value of securities short, per QM281-4 statement)			
<b>TOTAL: \$67,119.20</b>				

Proper documentation can speed the review, allowance and satisfaction of your claim and shorten the time required to deliver your securities and cash to you. Please enclose, if possible, copies of your last account statement and purchase or sale confirmations and checks which relate to the securities or cash you claim, and any other documentation, such as correspondence, which you believe will be of assistance in processing your claim. In particular, you should provide all documentation (such as cancelled checks, receipts from the Debtor, proof of wire transfers, etc.) of your deposits of cash or securities with the Debtor from as far back as you have documentation. You should also provide all documentation or information regarding any withdrawals you have ever made or payments received from the Debtor. See Exhibits A and B, and documents submitted herewith.

Please explain any differences between the securities or cash claimed and the cash balance and securities positions on your last account statement. If, at any time, you complained in writing about the handling of your account to any person or entity or regulatory authority, and the complaint relates to the cash and/or securities that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

**PLEASE CHECK THE APPROPRIATE ANSWER FOR ITEMS 3 THROUGH 9.**

**NOTE: IF "YES" IS MARKED ON ANY ITEM, PROVIDE A DETAILED EXPLANATION ON A SIGNED ATTACHMENT. IF SUFFICIENT DETAILS ARE NOT PROVIDED, THIS CLAIM FORM WILL BE RETURNED FOR YOUR COMPLETION.**

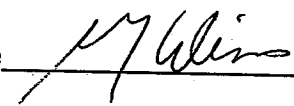
	<u>YES</u>	<u>NO</u>
3. Has there been any change in your account since December 11, 2008? If so, please explain.	_____	_____X
4. Are you or were you a director, officer, partner, shareholder, lender to or capital contributor of the broker?	_____	_____X
5. Are or were you a person who, directly or indirectly and through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management or policies of the broker?	_____	_____X
6. Are you related to, or do you have any business venture with, any of the persons specified in "4" above, or any employee or other person associated in any way with the broker? If so, give name(s)	_____	_____X
7. Is this claim being filed by or on behalf of a broker or dealer or a bank? If so, provide documentation with respect to each public customer on whose behalf you are claiming.	_____	_____X
8. Have you ever given any discretionary authority to any person to execute securities transactions with or through the broker on your behalf? Give names, addresses and phone numbers.	_____	_____X
9. Have you or any member of your family ever filed a claim under the Securities Investor Protection Act of 1970? If so, give name of that broker.	_____	_____X

Please list the full name and address of anyone assisting you in the preparation of this claim form: Christopher Van De Kieft, Esq., Seeger Weiss LLP,  
One William Street, New York, NY 10004

If you cannot compute the amount of your claim, you may file an estimated claim. In that case, please indicate your claim is an estimated claim.

**IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF NOT MORE THAN \$50,000 OR IMPRISONMENT FOR NOT MORE THAN FIVE YEARS OR BOTH.**

**THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF.**

Date 5/6/99 Signature   
Date \_\_\_\_\_ Signature \_\_\_\_\_

(If ownership of the account is shared, all must sign above. Give each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, e.g., corporate, trustee, custodian, etc., also state your capacity and authority. Please supply the trust agreement or other proof of authority.)

**This customer claim form must be completed and mailed promptly,  
together with supporting documentation, etc. to:**

Irving H. Picard, Esq.,  
Trustee for Bernard L. Madoff Investment Securities LLC  
Claims Processing Center  
2100 McKinney Ave., Suite 800  
Dallas, TX 75201

**BERNARD L. MADOFF**  
INVESTMENT SECURITIES LLC  
New York ☐ London

885 11th Avenue  
New York, NY 10022  
(212) 230-2424  
800 334-1343  
Fax (212) 838-4061

GARY M WEISS

4 DEEPWOOD COURT  
OLD WESTBURY

NY 11568

ANNUAL ACCOUNTING AND FINANCIAL STATEMENT  
12 Berkeley Street  
Mayfair, London W1J 8DT  
Tel 020 7493 6222

PERIOD ENDING  
11/30/08

ACCOUNT NUMBER  
1-CM281-3-0

PAGE  
1

AMOUNT DESIRED  
\*\*\*\*\*6908

DATE	BOUGHT RECEIVED OR LONG	SELL DELIVERED OR SHORT	TRN	DESCRIPTION	PRICE OR SYMBOL	AMOUNT DESIRED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
11/12	26		2341	BALANCE FORWARD		8,432.83	
11/12	17		2843	WAL-MART STORES INC	55.830	1,452.58	
11/12	63		6667	INTERNATIONAL BUSINESS MACHS	87.270	1,483.59	
11/12	69		7369	EXXON MOBIL CORP	72.880	4,593.44	
11/12	33		11495	INTEL CORP	14.510	1,003.19	
11/12	45		15821	JOHNSON & JOHNSON	59.530	1,967.14	
11/12	24		20146	JSP - MORGAN CHASE & CO	38.530	1,734.85	
11/12	14		24472	COCA COLA CO	44.660	1,071.84	
11/12	26		28798	MCDONALDS CORP	55.370	775.18	
11/12	95		33124	MERCK & CO	28.550	743.30	
11/12	48		37450	MICROSOFT CORP	21.810	2,074.95	
11/12	19		50428	ORACLE CORPORATION	17.300	831.40	
11/12	11		50930	PEPSICO INC	56.410	1,071.79	
11/12	81		54754	APPLE INC	100.780	1,108.58	
11/12	19		55256	PFIZER INC	16.940	1,375.14	
11/12	36		59080	ABBOTT LABORATORIES	54.610	1,037.59	
11/12	13		59582	PROCTER & GAMBLE CO	64.080	2,307.88	
11/12	25		63406	ANGEN INC	59.160	769.08	
11/12	60		63908	PHILLIP MORRIS INTERNATIONAL	43.600	1,091.00	
11/12	20		67732	BANK OF AMERICA	21.590	1,297.40	
11/12	65		68234	QUALCOMM INC	33.770	675.40	
11/12	15		72058	CITI GROUP INC	12.510	815.15	
11/12	36		72560	SCHLEIBERGER LTD	49.480	742.20	
				COMCAST CORP	16.510	595.36	
				CL A			
				CONTINUED ON PAGE 2			

PLEASE RETAIN THIS STATEMENT FOR INCOME TAX PURPOSES



**BERNARD L. MADOFF**  
INVESTMENT SECURITIES LLC  
New York □ London

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Fax (212) 838-4061

Madoff Securities International Limited  
12 Berkeley Street  
Mayfair, London W1J 8DT  
Tel 020 7493 6222

**GARY M WEISS**

**4 DEEPWOOD COURT**  
**OLD WESTBURY**

**NY 11568**

PENDING  
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PAGE  
**2**

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COURTXX PAYER IDENTIFICATION NUMBER  
**\*\*\*\*\*6908**

08-01789-2 Doc 816-2 Filed 11/16/09 Entered 11/16/09 13:22:16 Exhibit B.

Customer Claim

DATE	BOUGHT RECEIVED OR LONG	DATE SOLD DELIVERED OR SHORT	TRN	DESCRIPTION	PRICE/SYMBOL	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
11/12	71		76384	AT&T INC	27		
11/12	18		76886	CONGOCORPHILPS	52.510	1,919.00	
11/12	12		80710	UNITED PARCEL SVC INC CLASS B	52.040	945.18	
11/12	73		81212	CISCO SYSTEMS INC	16.730	624.48	
11/12	21		85036	U-S-BANGORP	29.530	1,223.29	
11/12	25		85538	CHEVRON CORP	73.430	620.13	
11/12	12		89362	UNITED TECHNOLOGIES CORP	53.160	1,836.75	
11/12	127		89864	GENERAL ELECTRIC CO	19.630	637.92	
11/12	34		93688	VERIZON COMMUNICATIONS	30.410	2,498.01	
11/12	3		94190	GOOGLE	337.2400	1,034.94	
11/12	42		98014	WELLS FARGO & CO NEW	29.800	1,012.20	
11/12	30		98516	HEWLETT PACKARD CO	34.900	1,252.60	
11/12		75,000	20627	U-S TREASURY BILL DUE 2/12/2009	99.936	1,048.00	
11/12				FIDELITY SPARTAN U-S TREASURY MONEY MARKET DIV 11/12/08	DIV		74,952.08
11/12		11,257	15725	FIDELITY SPARTAN U S TREASURY MONEY MARKET	1		5.81
11/12	40,742		25094	FIDELITY SPARTAN U S TREASURY MONEY MARKET CHECK	1	40,742.00	11,257.00
11/14				FIDELITY SPARTAN U-S TREASURY MONEY MARKET DIV 11/14/08	CM DIV	20,000.00	
11/14				CONTINUED ON PAGE 3			1.45

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PAGE  
**3**

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DATE	BOUGHT RECEIVED OR LONG	OLD DELIVERED OR SHORT	TRN	DESCRIPTION	PRICE OR SYMBOL	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
11/14		40,742	29399	FIDELITY SPARTAN	1		40,742.00
11/14	20,743		29870	U.S. TREASURY MONEY MARKET	1	20,743.00	
11/19				FIDELITY SPARTAN	DIV		1.81
11/19		20,743	50350	U.S. TREASURY MONEY MARKET	1		20,743.00
11/19	23,741		59391	FIDELITY SPARTAN	1	23,741.00	
				NEW BALANCE		11,226.29	
	71			SECURITY POSITIONS	MKT PRICE		
	19			AT&T INC	28.560		
	13			ABBOTT LABORATORIES	52.390		
	11			AMGEN INC	55.540		
	60			APPLE INC	92.870		
	25			BANK OF AMERICA	16.250		
	73			CHEVRON CORP	79.010		
	55			CISCO SYSTEMS INC	16.540		
	24			GILET GROUP INC	8.290		
	36			COCA COLA CO	46.870		
				COMCAST CORP	17.340		
				GLA			
				CONTINUED ON PAGE 4			

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DATE	QUANTITY RECEIVED OR LONG	QUANTITY DELIVERED OR SHORT	ITEM	DESCRIPTION	PRICE PER SYMBOL	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
	18			CONOCOPHILIPS	52.520		
	63			EXXON-MOBIL CORP	80.150		
	127			GENERAL ELECTRIC CO	17.170		
	3			GOOGLE	292.960		
	30			HEWLETT PACKARD CO	35.280		
	69			INTEL CORP	13.800		
	17			INTERNATIONAL BUSINESS MACHS	80.600		
	45			J.P. MORGAN CHASE & CO	31.660		
	33			JOHNSON & JOHNSON	58.580		
	14			MCDONALDS CORP	58.750		
	26			MERCK & CO	26.720		
	95			MICROSOFT CORP	20.220		
	48			ORACLE CORPORATION	16.090		
	19			PERSICO INC	56.700		
	81			PFIZER INC	16.430		
	25			PHILLIP MORRIS INTERNATIONAL	42.160		
	36			PROCTER & GAMBLE CO	64.350		
	20			QUALCOMM INC	33.570		
	15			SCHLUMBERGER LTD	50.740		
	23,774			FIDELITY SPARTAN	1		
				U S TREASURY MONEY MARKET			
	21			U S BANCORP	26.980		
	12			UNITED PARCEL SVC INC	57.600		
				GLASS-B			
	12			UNITED TECHNOLOGIES CORP	48.530		
				CONTINUED ON PAGE 5			

Customer Claim Pg 9 of 14

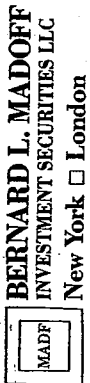
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GARY M. WEISS

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PAGE  
1

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11/12				BALANCE FORWARD			8,433.00
11/12	1		41776	S & P 100 INDEX NOVEMBER 460 CALL	15.800		1,579.00
11/19		1	46102	S & P 100 INDEX NOVEMBER 450 PUT	17.800	1,781.00	
11/19	1		32207	S & P 100 INDEX DECEMBER 430 CALL	26		2,599.00
11/19	1		36532	S & P 100 INDEX DECEMBER 420 PUT	30	3,001.00	
11/19	1		40857	S & P 100 INDEX NOVEMBER 460 CALL	3	301.00	
11/19		1	45182	S & P 100 INDEX NOVEMBER 450 PUT	37		3,699.00
				NEW BALANCE			11,227.00
				SECURITY POSITIONS			
	1			S & P 100 INDEX DECEMBER 430 CALL	MKT PRICE 23.300		
	1			S & P 100 INDEX DECEMBER 420 PUT	16.500		
				MARKET VALUE OF SECURITIES			
				LONG	1,650.00		
				SHORT	2,330.00		

Customer Claim Pg 12 of 14

PLEASE RETAIN THIS STATEMENT FOR INCOME TAX PURPOSES

**EXHIBIT B**

1. This Claim Form, exhibits, and supporting documentation (collectively "Claim Form") is submitted pursuant to the December 23, 2008 Order of the Honorable Burton R. Lifland and the instructions disseminated by Irving H. Picard, Trustee for Bernard L. Madoff Investment Securities LLC ("Trustee"), on December 11, 2008.
2. The information provided in the Claim Form is based on information provided in the Claimant's latest Madoff account statement and any additional information known by the Claimant as of the date of the submission of the Claim Form. The Claimant reserves the right to amend and/or supplement this Claim Form upon the receipt of further information, or upon request by the Trustee for additional information.
3. The Claimant reserves the right to amend the Claim Form in the event of any recoveries by the Trustee or any other party under the avoidance powers of the Bankruptcy Code or otherwise, or in the event of rejections of executory contracts pursuant to Bankruptcy Code Section 365, whether such amendments are made pursuant to Bankruptcy Code Sections 105, 502(g), or 502(h), Bankruptcy Rule 3002(c)(3), (4), other provisions of applicable bankruptcy law, or general principles of law or equity.
4. The Claimant hereby requests that the Claim Form additionally be considered as a proof of claim, as a general creditor or otherwise, in *In re Bernard L. Madoff Investment Securities LLC*, No. 08-01789 (Bankr. S.D.N.Y.).
5. This Claim Form is required to be submitted pursuant to the Court's January 2, 2009 Order and the Trustee's instructions to the Claimant. To the extent permitted by applicable law, the Claimant does not, by submitting the Claim Form, consent to the jurisdiction of the Bankruptcy Court nor does Claimant waive any right to trial by jury.
6. The Claimant reserves all rights, claims, and/or defenses as to and/or against any and all parties potentially liable for the losses sustained by the Claimant, including, without limitation, Bernard L. Madoff Investment Securities LLC and its owners, partners, employees, and affiliates, as well as any potentially liable third parties including, without limitation, investment advisors, "feeder funds," accountants, and auditors.
7. The Claimant further reserves all rights, claims, and/or defenses as to and/or against any persons and/or creditors asserting claims against Bernard L. Madoff Investment Securities LLC, its employees, owners, and/or affiliates, in bankruptcy or otherwise.



8. The Claimant reserves all objections as to the competence, relevance, materiality, privilege, or admissibility of evidence in any subsequent proceeding or trial of this or any other action for any purpose whatsoever, notwithstanding the submission of any such information to the Trustee.
9. To the extent the Claimant has disclosed to the Trustee documents containing accounting and/or legal advice, the Claimant does not waive any potential privileges applicable thereto.
10. The Claimant reserves all rights with respect to submitting information to the Internal Revenue Service regarding gains, losses, and/or theft of assets.
11. The Claim Form and supporting documents contain confidential information. The Claimant submits this information to the Trustee subject to the condition that this information will not to be disclosed to any third parties, other than under seal to the Court, absent the Claimant's express consent or Court order.
12. To the extent the BMIS account for which this Claim Form is submitted contains or purports to contain funds from a "predecessor" or other BMIS account, the Claimant reserves all rights, claims, and defenses as to any such predecessor or other BMIS account. To the extent necessary or appropriate, this Claim Form is likewise submitted as a claim for and on behalf of any such predecessor or other BMIS account.
13. The Claimant submits herewith documents in support of the Claimant's claim, including documents containing information regarding account transactions, such as contributions and/or withdrawals. The Claimant reserves any arguments that such documents are not relevant to the Trustee's inquiry. The Claimant further reserves the right to supplement this submission, including the submission of additional documents, if deemed necessary.